

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.*  
State Engineer

Plaintiff,

vs.

RAMON ARAGON, *et al.*,

Defendants.

69cv07941 BB-ACE

RIO CHAMA STREAM SYSTEM  
Section 7: Tierra Amarilla

Subfile No. CHTA-003-0032

**MOTION FOR SUBSTITUTION OF PARTIES**

COMES NOW the Plaintiff State of New Mexico, *ex rel.* State Engineer and pursuant to Fed. R. Civ. Pro. 25(c) moves the Court to issue its order substituting BRENT C. MORTENSEN for defendants HARRY ESPINOSA and OLIVIA ESPINOSA in the proceedings, and as grounds states as follows:

1. Brent C. Mortensen acquired the interests of defendants Harry Espinosa and Olivia Espinosa in the property under subfile CHTA-003-0032 by warranty deed dated December 6, 2003.

WHEREFORE the State requests the Court to enter its order substituting Brent C. Mortensen for defendants Harry Espinosa and Olivia Espinosa in these proceedings.

Respectfully submitted,

/s/ Ed Newville

EDWARD G. NEWVILLE  
Special Assistant Attorney General  
Office of State Engineer  
P.O. Box 25102  
Santa Fe, NM 87504-5102  
(505) 827-6150

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the above Motion for Substitution of Parties was mailed to following persons on January 10, 2005.

/s/ Ed Newville  
Edward G. Newville

**DEFENDANT**

Brent C. Mortensen  
664 E. 200 N  
Orem, Utah 84097

**RIO CHAMA SECTION 7 SERVICE LIST**

Special Master Vickie L. Gabin  
USDC-DCNM  
P.O. Box 2384  
Santa Fe, NM 87504-2384

Karla McCall, Data Manager.  
1315 Sagebrush Dr. SW  
Los Lunas, NM 87031

Bradley S. Bridgewater, Esq.  
David W. Gehlert, Esq.  
USDOJ-ENRD  
999 18th St., Suite 945  
Denver, CO 80202

John W. Utton, Esq.  
Sheehan, Sheehan & Stelzner PA  
P.O. Box 271  
Albuquerque, NM 87103-0271

Paula Garcia  
NM Acequia Association  
607 Cerrillos Road, Suite F  
Santa Fe, NM 87505

Benjamin Philips, Esq.  
John F. McCarthy, Jr., Esq.  
Rebecca Dempsey, Esq.  
White, Koch, Kelly & McCarthy PA  
P.O. Box 787  
Santa Fe, NM 87504-0787

Lester K. Taylor, Esq.  
Susan G. Jordan, Esq.

Lee Bergen, Esq.  
Nordhaus, Haltom, Taylor, Taradash  
& Bladh, LLP  
405 Dr. Martin Luther King Ave NE  
Albuquerque, NM 87102-3541

Tessa T. Davidson, Esq.  
The Davidson Law Firm  
P.O. Box 2240  
Corrales, NM 87048

Marcus J. Rael, Jr. Esq.  
500 4<sup>th</sup> Street NW, Suite 200  
Albuquerque, NM 87102

Pierre Levy, Esq.  
Law Offices of Daniel J. O'Friel Ltd.  
P.O. Box 2084  
Santa Fe, NM 87504-2084

John P. Hays, Esq.  
Cassutt, Hays, & Friedman PA  
530-B Harkle Road  
Santa Fe, NM 87505

Daniel Cleavinger, Esq.  
P.O. Box 2470  
Farmington, NM 87499

Ted J. Trujillo, Esq.  
P.O. Box 2185  
Española, NM 87532-2185

Karen L. Townsend, P.C.

120 East Chaco  
Aztec, NM 87410

NM Acequia Commission  
Fred Vigil, Chairman  
Depart. of Finance & Admin.  
Local Government Division  
Bataan Memorial Building  
Santa Fe, NM 87503

Martin E. Threet, Esq.  
Martin E. Threet and Associates  
6400 Uptown Blvd. NE Suite 500W  
Albuquerque, NM 87110

Kurt J. Van Deren  
Hatch, Allen & Shepherd PA  
PO Box 30488  
Albuquerque, NM 87190-0488

Gary S. Friedman  
Cassutt, Hays & Friedman, P.A.  
530-B Harkle Road  
Santa Fe, NM 87505

Peter B. Shoenfeld  
P.O. Box 2421  
Santa Fe, NM 87504-2421

Ernest L. Padilla, Esq.  
Padilla Law Firm, P.A.  
P.O. Box 2523  
Santa Fe, NM 87504-2523